

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PHILIPS AMADOR, SYLVESTER CETINA, :  
JOANN SUNKETT, individually and on behalf :  
of others similarly situated, : No. 11-cv-4326 (RJS)(AJP)  
:  
Plaintiffs, :  
:  
-against- :  
:  
MORGAN STANLEY & CO. LLC f/k/a :  
MORGAN STANLEY & CO. Incorporated, :  
MORGAN STANLEY SMITH BARNEY :  
LLC, and MORGAN STANLEY, :  
:  
Defendants. :  
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**PLAINTIFFS' NOTICE OF MOTION FOR CONDITIONAL CERTIFICATION  
PURSUANT TO 29 U.S.C. § 216(b)**

**PLEASE TAKE NOTICE THAT** Plaintiffs Philips Amador, Sylvester Cetina, and JoAnn Sunkett, together with opt-in Plaintiffs Jodi Goldman, Adrienne McGrath, Melynda Monfils, David Pierce, and Marlene Roberts (together "Plaintiffs"), will move this Court, before the Honorable Richard J. Sullivan, for conditional certification pursuant to 29 U.S.C. § 216(b) to allow a notice of pendency to be sent to the collective action members. Oral argument will be on a date and at a time determined by the Court. Defendants' answering papers, if any, are due to be served and filed on December 7, 2012.

Dated: November 7, 2012  
Rye Brook, New York

Respectfully submitted,

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